STATE OF ARIZONA FILED

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## STATE OF ARIZONA

## **DEPARTMENT OF INSURANCE**

DEPT	<b>OE, INSURANCE</b>
BY_	MS

١	In the Matter of	)
Ī	,	) Docket No. 10A-144-INS
	Ullico Life Insurance Company	)
l	(TX) (NAIC NO. 86371)	) ORDER RELEASING
ŀ		) EXCESS DEPOSIT
l	Petitioner.	)
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Upon the Petitioner's written application for the release of deposited funds, the Director shall issue an Order releasing and returning the deposited funds to the Petitioner to the extent that the deposit is in excess of the amount required. A.R.S. § 20-588(A)(2).

## **FINDINGS OF FACT**

- 1. Ullico Life Insurance Company ("Petitioner") is a Texas domiciled insurer licensed to transact life and disability insurance in Arizona since September 24, 1980.
- 2. Petitioner executed a Security Deposit, Assignment and Trust Agreement for the Sole Benefit of Arizona Policyholders and Claimants (the "Agreement") on June 17, 1994 and deposited funds with the Arizona State Treasurer for the protection of Arizona policyholders and claimants only (the "Deposit").
  - 3. Petitioner's current deposit is equal to approximately \$1,025,000.
- 4. The Agreement permits Petitioner to withdraw amounts to the extent that such withdrawals do not reduce the Deposit to an amount less than the policy reserves related to Arizona policyholders and claimants.
- 5. Petitioner's actuary has confirmed that policy reserves related to Arizona policyholders and claimants as of September 30, 2010 are \$45,176.

1	6. On October 28, 2010, Petitioner filed an application to withdraw \$975,000
2	pursuant to A.R.S. § 20-588(A)(2) and the Agreement.
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4	CONCLUSIONS OF LAW
5	The Director has no personal liability for the release of such Deposit made in
6	good faith as provided in A.R.S. § 20-588(B).
7	2. Petitioner is entitled to reduce the Deposit pursuant to A.R.S. § 20-588(A)(2).
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9	ORDER
<i>s</i> 10	THEREFORE IT IS ORDERED that \$975,000 shall be released from the Deposit to the
11	Petitioner.
12	Dated this 3th day of November, 2010
13	Batea and <u>S. 727</u> , 2015
14	At the
15	CHRISTINA URIAS  Director of Insurance
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1	COPY of the foregoing mailed/delivered this 4th day of November, 2010, to:
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3	Damon Gasque, Vice President, Controller & Treasurer
4	Ullico Life Insurance Company 8403 Colesville Road Silver Spring, Maryland 20910
5	
6	Steve Ferguson, Assistant Director Leslie Hess, Legal Analyst
7	Kelly Stephens, Compliance Section Manager
8	Department of Insurance 2910 N. 44 <sup>th</sup> Street, Suite 210 Phoenix, AZ 85018
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10	Maidane Schene
11	Curvey Burton
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